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SUPREME COURT, U.S.

CASE NO. 81-6710

IN THE SUPREME COURT OF THE UNITED STATES

Spring Term, 1982

KEN L. MICHAELIS,

Appellant,

-vs-

NEBRASKA STATE BAR ASSOCIATION;
State of Nebraska Ex Rel. NEBRASKA
STATE BAR ASSOCIATION,

Appellee.

ON APPEAL FROM THE SUPREME COURT
OF NEBRASKA

JURISDICTIONAL STATEMENT

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IN THE SUPREME COURT OF THE UNITED STATES OF AMERICA

KEN LEE MICHAELIS, Appellant,	)	Case No. _____
vs.	)	JURISDICTIONAL STATEMENT
NEBRASKA STATE BAR ASSOCIATION, also stated as State of Nebraska Ex Rel. NEBRASKA STATE BAR ASSOCIATION, Appellee/Respondent.)	)	

Pursuant to Rule 15 and Rule 46, if allowed, of this Court, Appellant does hereby file the following jurisdictional statement:

I. (a) QUESTIONS PRESENTED BY THIS APPEAL/WRIT OF CERTIORARI:

1. Were there massive violations of appellant's constitutional rights and freedoms of free speech, free expression, freedom of personal conscience, freedom of ideas, freedom of thought, and free press undertaken by the segment controlling the Nebraska State Bar Association (NSBA), the Nebraska Supreme Court, and a group of certain lawyers in Nebraska throughout this ordeal - beginning in 1978, continuing to this date, and culminating in the opinion delivered by the Nebraska Supreme Court?

2. Is and was there a trail of intrigue, even conspiracy, on the part of certain Nebraska lawyers aiming to destroy the appellant and appellant's constitutional freedoms, personal freedoms, livelihood, property rights, and personal decency and self respect?

3. Is there ever the possibility of an occupational bias on the part of judges as occupational lawyers and did the Nebraska Supreme Court demonstrate a clear and present occupational bias?

4. Is there ever a clear and present danger to our republic and to the Constitution of the United States among lawyers and the unelected lawyer-judges that demands this Court to erect the strictest of constitutional safeguards and constitutional standards inorder to preserve the republic, the American democracy and way of the public being sovereign as envisioned by Jefferson and Madison, and to prevent class, caste, and occupational privileges, double standards, and the reincarnation of feudal cartels and another dark age?

5. Was the action by the Counsel for Discipline of the NSBA, Stanley Gushard (fired by the Nebraska Supreme Court amidst this controversy in about 1980), by James Egley (a known perjurer by actual court documents and transcripts), and by Kenneth Olds (bordered on perjury August 16, 1978) A. On May 10, 1978, the day after the Nebraska Primary Election - were their acts and actions matters of intimidation, coercion, and unconstitutional invasions of personal privacy, free speech, free thought, decency, truth, and free knowledge?

B. At the August 16, 1978 hearing before the Honorable Nebraska District Judge Patrick Lynch did perjury occur on the part of lawyers James Egley and Kenneth Olds?

C. Was the allegation of "mental illness" against a particular candidate who headed the Primary Election for County Attorney by unsolicited write-in votes an act of corruption and scandal against the most hallowed and treasured of all franchises - voting? In light of the fact absolutely "No Evidence" existed in the least of any "mental illness"? Was this malicious evil designed to destroy the appellant in the summer of 1978 as a practicing lawyer? As a political candidate for Cuming County Attorney as had happened merely three months prior? Was this blatantly abusive and malicious prosecution? Was the Nebraska Supreme Court in any way blameworthy?

D. Did the so-called Committee on Inquiry of the Nebraska Ninth Judicial District (This system of Inquisition has also been abolished by the Nebraska Supreme Court in 1980; undoubtedly due to criticism from this case) have a predetermined goal and objective to silence the appellant herein? Thereby serve the desires and needs of lawyers Moodies, Thor, and Hurt and other Nebraska lawyers whose backgrounds of greed, intrigue, and incompetence cannot and would not be able to sustain a proper investigation into their past dealings? Would some of the gross criminality and massive conflicts of interest put some of these lawyers into Nebraska prisons?

E. Is it possible that some of the Justices, if not all, on the Nebraska Supreme Court have matters in their past as lawyers and judges that they desire to hide such as occurred a few years ago on the Oklahoma Supreme Court as resignations for bribery occurred?

6. Were the formal charges against the appellant ever made definite and certain to meet the necessary constitutional standards as demanded by appellant at least ten times throughout this ordeal?

7. Was there unconstitutional ambiguity and vagueness that allowed for capricious, arbitrary, and malicious activity by the Nebraska Bar Association? By the Nebraska Supreme Court? By the small clique of Nebraska lawyers controlling and deeply involved in this intrigue for political and personal reasons of self-preservation by coverup of the truth?

8. WHAT DID THE APPELLANT DO THAT VIOLATED THE FOLLOWING:

A. DR 1-102 (a): A lawyer shall not (1) violate a Disciplinary Rule? That really begs a host of questions to the enlightened! (4) What did appellant do that was "conduct involving dishonesty, fraud, deceit, or misrepresentation"? Is this just like Hitler Germany - attribute your own faults to the opposition inorder to destroy those who are decent, truthful, and proper? What is the specific charge? The specific proof? Where is the specific burden of proof? Is not all of these acts of gross misconduct far more applicable to the actions of the six Nebraska Supreme Court justices and the eight Nebraska lawyers that carried out this dastard and heinous program of concocted evil?

(5) What exact conduct on the part of appellant is and was prejudicial to the administration of justice? This begs many questions such as does justice really exist in present day Nebraska courts? Can the truth ever be prejudicial?

(6) What specific conduct adversely reflects on appellant's fitness to practice law? Other than the Nebraska Court's desire to silence appellant and all other free thinking Nebraska lawyers? What is the truth about everything throughout these matters?

B. DR 1-103 (A) What unprivileged knowledge did appellant possess? Is this the old scatter gun approach? To whom does appellant report said knowledge when appellant knew by common sense and fact perceived for years as most Nebraska lawyers do that the system of discipline is a farce and a coverup to intimidate honest and truthful lawyers while protecting the powerful, wealthy, and so-called "prestigious" lawyers? Does the appellant report the

knowlege or what others have told him to an already corrupted or distrusted Stanley Gushard or the Committee on Inquiry that could resort to such surreptitious and criminal acts of falsely and knowingly with malice and recklessness alleging the appellant was mentally ill without the least semblance of evidence or proof to sustain such a ridiculously evil conclusion? The heinous act of Soviet Russia - to falsely label opposition as "mentally ill" thereby obtaining the illegal and evil objectives of suspension as a lawyer and the unavailability of appellant to be elected by the voters as their desired Cuming County Attorney! Was this a plan to ruin the voting franchise of the appellant's peers who wanted him as County Attorney?

C. DR 2-101 (A) What public communication contained "a false, fraudulent, misleading, deceptive, self-laudatory or unfair statement or claim"? What was the specific falsehood, etc.?

What is the proof? Who had the burden of so proving?

Was any such statement made in a political campiagn or in the course of political discussion? What, for God's sake, is the truth?

D. DR 8-102 (B) What known false accusations against a judge occurred? What is the actual and factual truth? Who had the burden of proof as to the falsehood? What are the detailed specifics?

9. What are the correct constitutional standards to apply to each and every of the prior stated questions?

10. Is the case against the appellant the classical scatter-gun approach? Shoot at appellant with anything and everything; thereby somehow the NSBA would be able to destroy the appellant without any regard to truthfulness, decency, human propriety, veracity, ethics, law, or morality.

11. Was this the classical case of concocting false charges based upon half truths and ambiguities?

12. Was this the classical exploitation by a small clique of Nebraska lawyers who knew that constant pursuit against the appellant by controlling the Nebraska media would destroy the appellant and his good-will among the Nebraska people who he so dearly identifies with? No matter what the outcome of what they planned?

13. Did not the Nebraska Bar Association and now the Nebraska Supreme Court that has brought reproach, discredit, and disregard and disrespect upon justice, upon all other courts in the United States?

14. Did the referee hand-picked by the Court conclude as the NSBA and the Nebraska Supreme Court desired him to or as he perceived them to so desire?

15. Should the appellant rightfully ever express regret for being truthful, honest, decent, and too forebearing of evil corruption directed against himself, his wife, his tenderly young children, and their livelihoods and respectful living? When has it became fashionable and proper to apologize for the truth? Especially the truth as "entrapped" by this evil clique and the NSBA?

16. Does appellant "need reformation"? What about truthfullness?

17. Did the Nebraska Supreme Court deliberately deceive and misrepresent the truth by stating in their opinion (210 Neb. 547) that "Respondent has filed exceptions to the report of the referee and the matter has now been argued before this Court"? Did not respondent/appellant refuse to file exceptions fearing what the Nebraska Supreme Court would attempt to do? Did not the Nebraska Supreme Court on its own motion dated June 3, 1981 ordered that this matter be argued by briefs and orally? Is this typical corruption on the part of the Nebraska Supreme Court? Was this stated merely to control public opinion even moreso? Is the Nebraska Court tainted?

18. Is not the penalty of permanent disbarment by a lawyer for mere free speech (thus destroying his livelihood and his families' livelihood as had occurred the past four years) an absolute criminal punishment that must meet the applicable standards of criminal proof?

19. Is this an attempt by so-called "public servants" - judges - to gain for themselves an unconstitutional position of privilege and being above criticism and the truth? Why no mention of the sovereign public who has the right to know about the Courts, the Bar Association, and about lawyers acting as City Attorney and County Attorney?

Is this tyranny? Despotism? Is this fraught with evil risks?

20. May appellant comment or answer inqueries made by the media concerning activities done against the appellant and his family?

21. Did the Nebraska Supreme Court really read the entire record?

22. Did the court-appointed Referee Asche state at the June 30, 1980 hearing that the only evidence that can be considered is that presented before him on that date or hearing?

23. Did the appellant ever place anything for broadcast by radio as did the Nebraska Bar and the Nebraska Supreme Court?

24. In a democracy such as ours can public and government officials, especially unelected judges, ever demand blind respect from anyone?

25. What government officials are ever "wholly free to defend themselves" in a democracy? This is even impossible in a totalitarian society! Only God, not even Hitler, is totally free to defend himself!

26. When did appellant, if ever, state that his own statements were campaign rhetoric?

27. Did the Nebraska Supreme Court really rely upon the majority case law formulated by other jurisdictions? Or was it merely Iowa, South Dakota, and Kentucky? What about the prestigious states of New York, New Jersey, Wisconsin, California, Minnesota, Colorado, etc.?

28. Did the Nebraska Supreme Court even come close to stating the law and the truth about the United States Supreme Court case In Re Sawyer, 360 U.S. 622, (1959)? Was Justice Stewart actually speaking for five members of the Court? Why could not the other four speak for themselves or even joined in his opinion? What was the actual statement and basis for Justice Stewart's concurring opinion?

29. Can a constitutional right be abused by the person considered to possess the right? Then he does not possess the right!

30. Are the Cannons of Ethics the supreme law of our land? Is it even law? Or mere standards? Can the Cannons of Ethics ever overrule, replace, or superscede the Constitution of the United States?

31. What was specifically false regarding statements made by appellant in reference to lawyers Moodies and Thor?

32. What proof exists on the part of the Nebraska Supreme Court that appellant "filed" two documents with the Court on January 14, 1982? Was there any service? Is this court acting facetiously, childishly, with gross recklessness, arbitrary, capricious, etc.?

Is this a correct basis to destroy appellant, his livelihood, his children, and the livelihood of his family? IS NOT THIS THE HALLMARK OF TYRANNY AND TOTALITARIANISM BY A PROVINCIAL COURT?

II. PARTIES TO THIS PROCEEDING ARE SET FORTH IN THE CAPTION.

III. TABLE OF CONTENTS and TABLE OF AUTHORITIES:

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APPENDIX: Copy of Nebraska Supreme Court opinion in Nebraska State Bar Association, Relator vs. Kenneth Lee Michaelis, Respondent; 210 Neb. 545.

NOTICE OF APPEAL DATED MAY 11, 1982.

NOTICE OF APPEAL AND MOTIONS FILED MARCH 12, 1982.

IV. GROUNDS ON WHICH THE JURISDICTION OF THE UNITED STATES SUPREME COURT ARE INVOKED:

Action of disbarment by the Supreme Court of the State of Nebraska based upon speech and communications made by the appellant to the press, the media, and to the public.

Apparently the Judgment of Disbarment as a Nebraska lawyer by the Nebraska Supreme Court occurred on February 12, 1982.

Appellant did not receive any proper legal Notice or service, not even a courtesy Notice, from the Nebraska Supreme Court that the Judgment of Disbarment occurred on or after February 12, 1982. This has not been received even to this date!

On February 12, 1982, the Nebraska Supreme Court and/or the Nebraska Bar Association caused and did deliberately cause the Nebraska news media, the Associated Press, and the United Press International news services, including statewide television and radio to announce that the Nebraska Supreme Court had disbarred lawyer Ken L. Michaelis for various statements he had made of a political and governmental nature in excercising his constitutional rights of free speech and free expression.

On said Friday, February 12, 1982, appellant travelled the 75 miles from his West Point, Nebraska home with his wife and two young sons to Omaha to visit his then long-dying mother in an Omaha hospital. Appellant's mother, Sylvia Michaelis, died March 23, 1982 amidst all of this tortured, evil controversy!

In order to find out what was being broadcasted on that Friday, February 12, appellant finally asked for and obtained a copy of an alleged opinion by the Nebraska Supreme Court from the Omaha World Herald, Nebraska's largest daily newspaper. Said newspaper, through their reporter, was shocked that at this late stage already the Nebraska Supreme Court had not given any proper legal Notice or even any courtesy to the appellant!

Constitutional First Amendment rights of political free speech, free expression, free thinking, freedom of conscience, freedom of beliefs, and free press is the paramount grounds in this case for appeal and/or Certiorari.

Blatant and massive violations of the First, Fifth, Seventh, and

Fourteenth Amendments to the Constitution of the United States and the applicable comparable sections of the Constitution of the State of Nebraska occurred herein and is the basis for this Court's jurisdiction. The Nebraska Supreme Court is the highest State Court in Nebraska.

Appellant did personally deliver to the Nebraska Attorney General a "NOTICE OF APPEAL AND WRIT OF CERTIORARI TO THE UNITED STATES SUPREME COURT" on March 12, 1982. Thereafter appellant personally filed the Original of said Notice of Appeal and Writ along with the "NOTICE OF HEARING AND PROOF OF SERVICE" on March 12th with the Nebraska Supreme Court. (See Exhibit "1")

On this date, May 11, 1982, Appellant filed another Notice of Appeal with the Nebraska Supreme Court and served a proper copy upon the Nebraska Bar Association by mailing the copy to the Nebraska Attorney General. (See Exhibit "B")

This is a constitutional free speech, free expression case that entails the most basic and fundamental constitutional freedoms to any and all democracies!

V. APPLICABLE CONSTITUTIONAL PROVISIONS: First, Fifth, Seventh, and Fourteenth Amendments to the Constitution of the United States.

VI. STATEMENT OF THE CASE:

In 1976 the appellant, lawyer Ken L. Michaelis, and his wife desired to build a new law office building in a very advantageous location close to the Cuming County Courthouse in appellant's hometown of his birth and rearing, West Point, Nebraska. The West Point City Attorney, Pliny Moodie, exploited his position as City Attorney.

Lawyer Moodie publically voiced his total opposition to the City Council granting lawyer Michaelis a building permit. This was a blatant conflict of interest! Over a period of the next six months Moodie used his position as City Attorney to cause the taxpayer's of West Point to hire lawyer John Thor, Jr. of Wisner and Larry Welch of Omaha to assist Moodies in obstructing and preventing lawyer Michaelis from obtaining a proper building permit.

Appellant and his wife had to spend, thus waste, thousands of dollars and many energies fighting this corruption by Moodies in local

government. Appellant and his wife were nearly forced to abandon their proposed project due to the horrendous obstructions and tactics used by their opposition at city taxpayers' expense.

After much controversy and conflict over many months, appellant and his wife finally succeeded in late 1977 to obtain the desired building permit. Appellant was forced to take the facts to the people of West Point via various means. Only after appellant exposed what was occurring did he finally obtain the building permit! However, by then interest rates on borrowed money had climbed drastically.

In December, 1977, the incumbent County Attorney for Cuming County, Nebraska, the same John Thor, Jr. Moodies caused to be hired by the City of West Point to obstruct and prevent appellant's building permit, requested or demanded that the Cuming County Board of Supervisors raise the salary of the part-time job of County Attorney an unbelievable 80% - from $10,000 to $18,000. In 1973 the part-time job only paid $6,000. In four years time the salary was tripled!

Cuming County, Nebraska has less than 12,000 people. The job of County Attorney was and is a part-time job by state statute for counties with so little population and no great legal problems! Various other benefits such as secretarial and supplies were furnished also. Besides, Thor charged the County mileage to and from the Courthouse.

After lawyer Thor obtained the 80% salary increase a storm of county-wide protest erupted after the regional newspapers realized that the raises in salaries granted to Cuming County officials were by far excessive in comparison to other Nebraska counties! The two local weekly newspapers chose to coverup the great heist in salaries until public clamor forced the two newspapers to report it!

Amidst this atmosphere of citizen, taxpayer, and voter's disgust and indignation, the appellant was finally persuaded by many county voters to file for the office of Cuming County Attorney.

The incumbent Thor had filed in early January, 1978 for re-election as the Democrat Party nomination. Appellant filed about February 27, 1978, for the Democrat Party nomination also.

Shortly after filing for the Primary Election, appellant was asked and stated that he perceived that some of the 80% salary increase was comparable to unethical gain by the incumbent Thor exploiting the

timidity of the seven member board - all farmers! Appellant stated that no inflation factor justified such a raid upon the County treasury and that Thor's actions were the very essence of Inflation and greed itself!

Appellant stated he did not like the process of cajolery and misrepresentation used by Thor with the County Board to coerce the Board into gaining what he expected an 80% salary increase for himself.

Appellant then stated he could not in clear conscience nor by proper ethics accept the full 80% salary increase. Appellant stated he would not accept the "unfair" portion of the 80% salary increase!

Much of this case is nearly identical in facts and is comparable to the recently decided case in the United States Supreme Court Brown v. Hartlage, Case No. 80-1285, decided April 5, 1982. 50 L.W. 4359 to 4364.

By April 1, 1978, it was perceived by nearly everyone who commented in Cuming County that John Thor was so much disliked for his past dealings that Ken Michaelis, appellant herein, would easily win the Democrat Party Nomination away from Thor in the May 9, 1978, Primary Election. In early March, 1978, lawyers Moodies and Hurt of neighboring town Scribner announced their support of Thor for re-election.

Appellant had worked for six months with Hurt in 1974 and quickly severed all ties with this very unethical lawyer of no scruples at all.

Moodies' and Hurt's endorsement of Thor merely bolstered the Michaelis candidacy. The county voters perceived that these types of lawyers were sticking together - opposing appellant Michaelis; therefore, Michaelis was at least not in collusion with them shysters!

However, Moodies, Thor, and Hurt met several times to plan strategy! This began in early March, 1978. Failing to stop the voter disdain of Thor by massive newspaper advertising, this group then decided they had to take the law into their own hands to prevent the appellant from being elected County Attorney!

Incumbent Thor, at the behest and in consultation with lawyers Pliny Moodie and Robert D. Moodie, Thor's campaign chairman, requested or cajoled the county board to enter into a secret, thus illegal, executive session on or about April 3rd and 4th (several times), 1978. The secret executive session was for the expressed purpose of Thor's political gimmickery along with Moodies.

Thor and Moodies' political gimmickery had the objective of preventing the voters, the sovereign, of being able to elect the appellant or to nominate the appellant for County Attorney in the May 9th Primary Election. Thor, in the illegal executive session, recommended that the County Board appoint a Special Acting County Attorney to investigate the appellant only and to remove his name from the Primary Ballot. Thus preventing the inevitable nomination by the voters of the appellant. The appellant was given no notice of what was going on or transpiring. It occurred over a two day period.

Thor and Moodies handpicked their choice as the Special Acting County Attorney at taxpayer's expense to do what they politically deemed necessary to salvage their many years of documented corruption in city, school board, and county affairs! The timid County Board suspected something was wrong and that they were being used. Three of the seven board members finally voted against Thor's recommended lawyer, Richard Garden of Norfolk, Nebraska.

Appellant first learned of all that had occurred the prior three days after it appeared in the weekly West Point News. The paper stated that appellant's name would probably be removed from the Primary ballot for Michaelis having stated he, by conscience, could not accept the full 80% salary increase. Thor, Moodies, the County Clerk, Garden, the West Point News, and the Wisner Chronicle, all caught amidst total ignorance, graft, corruption, self-dealing, conflicts of interest, spread it all over Cuming County and Northeast Nebraska that appellant was thereby bribing each and every voter of Cuming County! How absurd since nothing was on the sly! See Brown v. Hartlage for correct constitutional and voting practices law! This was a massive insult to the intelligence of the average voter!

The secret "executive session" clearly violated Nebraska's Open Meetings laws. Not a thing was done - not even by the rags of "yellow journalism" that should fight closed door and secret meetings!

Again at taxpayer's expense and by exploiting power and caprice, Moodies and Thor did an evil and dirty thing to every voter, taxpayer, and citizen of Cuming County. They get away with this by controlling the local weekly newspapers. This is a small town of 3,500 people!

In this episode Thor and Moodies' chosen and special attorney, again hired at taxpayer's expense to do Moodie and Thor's "dirty" work, was Richard Garden. Garden completely ignored appellant's strong claims and strong arguments that everything appellant stated was constitutionally protected free speech, free expression, free conscience, and free beliefs. Appellant, Ken Michaelis, told this Moodie puppet and stooge that it was absolutely absurd to claim appellant's refusal to accept the greedy and "unfair" portion of the salary increase as bribery! Appellant pointed out the very definition of bribery refutes the silly nonsense that Garden was creating to serve the interests of those who got him hired to do this job!

Lawyer Garden stated that "the constitution of the United States has nothing to do with bribery!" Appellant could not believe the level of this moron's intelligence. Typical lawyer - Nebraska lawyer and Nebraska judge's - incompetence, negligence, stupidity, ignorance, and reckless disregard for truth, law, history, and ethics!

Nebraska law also states that even if a candidate dies after the official ballots have been printed the ballots cannot be reprinted! The ballots are to be printed and officially published 40 days prior to the applicable election!

These schemers of intrigue, corruption, greed, and caprice totally disregarded the applicable Nebraska State Statutes dealing with elections. Serving Moodies and Thor's personal interests and desires, Garden directed the County Clerk (she was in collusion with this group from day one anyway) to strike appellant's name from the ballot based upon the conspirator's declaration of "bribery" of the voters. Garden did not even have a plausible statute such as Kentucky's in Brown v. Hartlage, supra. Garden, Moodies, and Thor had absolutely nothing in the law to assist them in taking this despotic act of striking the appellant's name from the Primary ballot. This all occurred within thirty (30) days of the May 9, 1978 Nebraska Primary Election.

The reprinting of the ballots occurred within 24 days of the election. Appellant considered the possibility of a Writ of Mandamus and other legal action. However, the appellant had seen and had been exposed to far too much politics, arbitrary favoritism, and caprice on the part of Nebraska District judges to expect any proper judicial remedy! Some voters suggested the very remedy that

constitutes the raison d' etre of every court's existence -"shoot those crooked bastards Moodies and Thor"! Nebraska's courts and legal profession have been failing Nebraskans for years! Thus the courts in Nebraska have very little utility for society and less validity for their existence. The courts should have existed to stop Moodies and Thor - not to encourage, condone, and supplement their activity! In any event the cost to go to court was too exorbitant and too risky given the "Moodie influence", etc.

The two weekly newspapers were told by appellant that the acts of Garden, Moodies, and Thor were blatantly unconstitutional and that it was illegal under Nebraska law to reprint the ballots. Appellant even gave each newspaper a copy of the relevant statutes. In hock to Moodie influence, the local weak press reported only the scandalous lies and intrigue of the conspirators (NOT LABELLED THIS UNTIL HEREIN FOR IT HAS TO BE AN ACCURATE LABEL FOR WHAT OCCURRED).

Appellant, a true believer in Jeffersonian democracy, free speech, free press, etc. stood in utter disbelief.

Despite all of the biased and prejudicial reporting against the appellant, despite all of the one-sided "yellow journalism" employed by the local newspapers and Thor, Moodies, and Garden and the County Clerk against the appellant, the average voter of Cuming County apparently saw through this one-sided condemnation of appellant and one-sided reporting.

Appellant did not even have the least bit of a campaign. Appellant solicited no votes and did not ever mention a write-in of his name for County Attorney! However, at the May 9th, 1978 Primary, appellant's very hard to master and to spell last name (alongwith his first name) was written-in by twice the number of voters than those who voted with a mere "X" for the only name then allowed on the ballot.

At the May 9th Primary, the people who knew the appellant best on an everyday basis gave appellant an overwhelming endorsement. Thor was overwhelmingly rejected by the power of the voter's affirmative action to sustain justice, truth, and democracy as opposed to tyranny, graft, greed, and corruption!

A long, drawn-out game of political and legal gobbledygook ensued the May 9, 1978 Primary Election. County Clerk Lucille Toelle, Moodies, Thor, the Nebraska Attorney General, and Garden carried out

an unbelievable attempt to ignore - not to count at least 600 of the write-in votes for the appellant based upon their own capricious and arbitrary whims. They had absolutely no basis in law or fact!

Appellant had received about 927 write-in votes without any solicitation of write-in votes. Thor, the only name on the ballot, only received about 400 votes. Some voters tore up their ballots to show their disgust over the politics, scheming, and illegal activities of the various county officials and Moodies - now being assisted by Garden at county taxpayer's expense.

Sensing that attorney Michaelis's appeal with the voters was genuine and could constitute a permanent threat to Moodie's power base in Cuming County, both Moodies and Thor caused the commencement of activities within the Nebraska Bar Association already in mid-April directed at the destruction of Ken Michaelis, appellant herein!

Moodies met with at least Kenneth Olds of the Ninth Judicial District's Committee on Inquiry. These multimple lawyers of evil taint and evil ambitions and greed ganged up on one single young lawyer who had the courage and determination to be truthful - the appellant. These lawyers did so in conspiratorial fashion. They met and they discussed and they planned their strategy to stop the appellant from ever being elected and to be even destroyed by exploiting words, language, ambiguities, the media, and distorting the truth! The good and honorable lawyers in Nebraska lacked the courage and the audacity to step forward and publically and legally support the appellant! Appellant was alone with his young wife to fight this consortium of tyranny on the many fronts they wantonly with evil motives pursued. Appellant refused to get down to their level of corruption!

This is no different than the weak in 1935 Germany allowing the blind to control and thus eventually destroy Germany under Hitler.

The day after the May 9th Primary election, the very day the election results became known concerning the nearly "miraculous" grass-roots write-in votes for the appellant, three Nebraska lawyers in Gestapo fashion knocked on the door to appellant's residence.

Olds and Egley on the Committee of Inquisition and Gushard, the then Counsel for Discipline for the Bar Association, in Hitler-like fashion demanded two reporters then interviewing the appellant leave

appellant's and his wife's very own residence!

The two reporters finally agreed to leave after appellant realized that these three self-anointed false gods of evil, scheming corruption were going to use the Nebraska Bar Association against the appellant unless appellant request the two reporters to depart!

The three self-anointed "Gestapo-like agents" demanded appellant answer various questions they wanted to present to him. It was easy to determine that these jackasses were doing just the same thing as the Spanish Inquisition did in presenting inquires, or as SS Storm troopers did in Germany or as the Soviet KGB!

Appellant promptly concluded that this was another Moodie and Thor concocted gimmick to silence and to destroy the appellant via institutionalized corruption! Lawyer Olds even stated he had just came from Moodies' law office in downtown West Point. Moodies will continue to get away with such graft and corruption so long as the news media covers up for them - keeps all the relevant truths about Moodies out of print!

In December, 1977, County Clerk Lucille Toelle (my mother's first cousin prior to my mother's death on March 23, 1982) had also maneuvered an 80% salary increase for herself from the Cuming County Board after Thor had set the pace by first requesting and obtaining such a massive salary increase. Working together for their mutual interests, Thor and the County Clerk worked together to destroy those in opposition to the other politically or otherwise!

The County Clerk did everything imaginable, including illegal corruption such as reprinting the ballots at taxpayers double costs, to assist Thor. After Appellant received 927 write-in votes to Thor's actual 400 or so votes, the County Clerk issued Thor the Certificate of Nomination for County Attorney for the Democrat Party.

A month later amidst an upheaval of continuing controversy of her trying to void over 600 write-in votes for the appellant (all of which were properly done in accordance with the applicable statutes), County Clerk Lucille Toelle issued the appellant, a registered Democrat, the Republican Party's nomination for Cuming County Attorney.

The appellant gladly accepted the Republican Party's nomination! Appellant considered the grass-roots Republicans in Nebraska as very honorable and good, basic Americans.

Apparently the Nebraska Attorney General's office and some of their other political cronies decided that the irate voters in Cuming County had to be quieted. They achieved this gimmick by a very assinine recommendation that the County Clerk issue the appellant the Certificate of Nomination for the Republican Party!

Now the appellant was forced back onto the ballot for the Nebraska General Election in November, 1978. Moodies, Thor, and their clique of lawyers decided they had to act to destroy appellant prior to the General Election! Amidst their many considered tactics they chose the same scheme employed by Soviet Russia and Hitler Germany to silence and to destroy one's enemies - false claims of "mental illness".

On June 26, 1978, the Lincoln Star and Journal newspaper ran an interview with appellant concerning the chaotic mess in Cuming County. The newspaper had tried to interview Pliny Moodie and Robert D. Moodie as well to determine what they had to say about the specifics concerning Moodies vast conflicts of interest over the years!

Moodies refused to be interviewed. Instead, Moodies, Gushard, and the fictional Committee on Inquiry met to plan final strategy to destroy the appellant. The group met several times in Lincoln in early July, 1978. Appellant even accidentally walked into one of their meetings in a secluded room at the law school!

By the frequency of their meetings, the stealth fashion they held their meetings, and by their guilty complexes when they met the appellant, the appellant knew that these schemers next action was going to be drastic. The question is and was: Why did they think they had to do anything? The appellant left them alone so why did not they let the appellant alone? THEY HAD SOMETHING TO HIDE AND TO PROTECT - their past history of conflicts and corruption!

In early July, 1978, appellant's wife stated she feared that Moodies and Thor would hire a paid killer to destroy myself. There were adequate reasons and basis for such fears. However, threats on appellant's life were not to occur until October, 1980!

About July 14, 1978, appellant's suspicions were confirmed. Moodies, Thor, Gushard, Olds, and Egley caused the Nebraska Supreme Court to file and to notify Ken Michaelis, appellant and lawyer herein, that he was being charged with being mentally ill!

Lawyers Olds, Egley, and Gushard who did not even know the appellant had caused to be filed in the Nebraska Supreme Court an "APPLICATION FOR IMMEDIATE TEMPORARY SUSPENSION OF KENNETH LEE MICHAELIS, A MEMBER OF THE NEBRASKA STATE BAR ASSOCIATION". The basis of such suspension was stated that Ken Michaelis was "mentally ill". Imagine, such a drastic conclusion and label by silly idiots who did not have the least training in psychology and did not have the least acquaintance with the appellant. It was obvious that these criminally corrupt schemers decided they had to get Michaelis suspended as a lawyer inorder to get him off the ballot in November as they had done for the May Primary election. They chose the only method they could under the Rules - and they decided they could get away with such a wicked and evil and heinous a scheme! And to no credit to any Nebraska court, judge, or lawyer - they did! Today, these evil schemers are not in prison! Instead they enjoy blatant corruption and greed!

These evil Nebraska lawyers at the behest and concurrence of the Nebraska Supreme Court carry out a most evil scheme that only Soviet Russia today employs besides the Nebraska Bar Association and the Nebraska Supreme Court! Silencing and discrediting and ruining free thinkers and Russian dissidents!

A hearing was held with the most absurd and ridiculous evidence given by Olds, Gushard, Egley, and Hurt while Moodies and Thor remained on the outside in the Omaha Courtroom. Pliny Moodie hid in the toilet in the Douglas County Courthouse so he would not be noticed after he had travelled over 75 miles to Omaha for the hearing. Appellant's mother, taking care of appellant's infant son, noticed Pliny Moodie ducking into the toilet so he would not be noticed!

Appellant upon being told by his mother that Moodie was hiding in the toilet went into the toilet to embarrass the red-faced jackass!

Since the evil schemers had absolutely no relevant evidence or even material evidence to support their corrupt allegation of appellant being "mentally ill" their gimmick failed! Or did it? What was their purpose? They were all lawyers - were they that dumb?

The media remained completely managed, controlled, bribed, and a puppet of Moodies and Thor (A longer story exists on this but too detailed to elaborate here). Controlled and selected news reporting continues today in Cuming County and West Point!

In the May 10th, 1978, encounter lawyer Olds told appellant

that constitutional free speech has nothing to do with lawyers! That stupid statement and gross ignorance of the supreme law of our land alone whould be grounds of disbarring such a poor mentality!

Gushard said that lawyers can never tell the public what lawyers are doing! Gushard said the public should not be made aware of what lawyers are doing wrong!

Despite all of these evil gimmicks by Moodies and their scandal-ridden chorts, especially the "mental illness" tactics, by October, 1978 it was apparent to most observers that the appellant would be again overwhelmingly elected as Cuming County Attorney. Another county lawyer decided to exploit all the newspaper "yellow reporting" that he perceived was damaging the appellant with the voters. This attorney, John Feller, undertook a massive petition drive in July and August, 1978 and got his name on the ballot for Cuming County Attorney also.

A third candidate besides appellant came forth with an extensive write-in campaign. The voters had four lawyers to choose from in the November General Election for their Cuming County Attorney!

Still most observers perceived that the appellant would win the November election! Moodies feared this occurring. They could not allow Michaelis to become County Attorney for fear appellant would investigate into Moodies known past corruption as City Attorney, attorney for the West Point school board, etc.

About October 24th, 1978, two weeks or less before the November General Election, appellant was again served a Notice by the so-called Committee on Inquiry - the same group of four lawyers that merely three months prior tried to have appellant suspended as a lawyer by 100% fraudulent and concocted charges of "mental illness".

Appellant had alrady made up his mind that these were not lawyers - they were known criminals! They, in the words of Truman, were "pure jackasses"! This committee of criminals carried out a most ridiculous pretension of being part of a hearing on November 14, 1978, a mere one week after the appellant again won an election - this time the General Election as Cuming County Attorney.

This committee of criminals violated the supreme laws of our land and trampled upon the appellant's constitutional rights, civil liberties, livelihood, property rights, etc. - anything to destroy the appellant and to prevent appellant from becoming the damn-good County Attorney the voters expected him to become!

The aim of this corrupt committee was to get appellant disbarred. In Nebraska that is not hard at all if you do not play their game! Lawyers have even been caught selling dope in Nebraska and were not disbarred. Various lawyers have done about the most corrupt things against the interests of their clients and these were covered up by the Nebraska Bar Association and the Nebraska Supreme Court. That is why the Nebraska Supreme Court cannot have lawyers telling the sovereign public the truth about Nebraska lawyers and judges!

The incumbent county attorney John Thor, Jr. had spent over $3,000 in newspaper advertising alone to get elected. The petition candidate John Feller spent another $1,000 or more dollars.

The appellant only spent $132.00 dollars and got elected!

As the incumbent, Thor was overwhelmingly rejected by over 70% of the voters who travelled to the polls.

The two county weekly newspapers, recipients of more than $3,000 of the Thor advertising money, etc. tried to ignore and downplay the Michaelis victory in the November General Election. They employed the typical tactics of "yellow journalism", yellow reporting, and derogatory editorials. They apparently felt secure that the power would remain with Moodies!

After Michaelis's stunning victory at the polls, Moodies and Thor became desperate. They had to stop Michaelis before he took over as Cuming County Attorney in January, 1979. They feared Ken Michaelis would investigate their many shady and apparently very corrupt dealings. Rumors and many factual statements were abundant for years in West Point of corruption with detailed and specific facts known and knowledgeable to various residents and citizenry who wanted reform. Former mayors, coucil members, and school board members told appellant of specific matters of Moodie corruption that occurred!

The Moodie clique pursued a two-pronged attack upon the appellant after appellant's election. Moodies, themselves, probably feared discovery of matters that would send both of them to prison.

The four lawyers with the Nebraska Bar Association - the same four lawyers who tried to get Ken Michaelis suspended a mere three months prior on the ridiculous charge of "mental illness" - held harrassing and intimidating hearings designed to "get" and to destroy the appellant. Their goal was obvious. They cared nothing about

about a document they probably knew absolutely nothing about - the treasured Constitution of the United States, free speech, free beliefs, free ideas, free conscience, freedom of expression, and free press!

At the same time the clique involving Thor and Moodies hired still another lawyer, Thomas DeLay of Norfolk, to file a lawsuit to contest and set aside the appellant's November election as Cuming County Attorney based upon the appellant having allegedly "bribed" the voters with his statement of eight months earlier that appellant could not ethically with clear conscience accept the full 80% salary increase. The lawsuit was filed in the District Court of Cuming County.

Thor, Moodies, and now DeLay scandalized the lawsuit as filed with statements that would bring embarrassment upon the various churches in Cuming County! Appellant sensed that the too-often tradition amongst judges in his region to show extensive favoritism towards certain long-practicing lawyers such as Moodies or a concert of lawyers such as Moodies, Thor, and now DeLay was very much reality. Appellant Michaelis knew the Nebraska District Judge would decide this lawsuit completely contrary to the Constitution of the United States and the recent decision of this great Court in Brown v. Hartlage, supra. Even moreso, Michaelis knew the Nebraska Supreme Court would also rule against him forcing appellant to spend thousands of unavailable money to carry the matter to the nation's highest court.

In essence, Brown v. Hartlage, supra, did this for Michaelis. The Brown decision has never been reported in the controlled Nebraska media which for months stated in declarative form that Michaelis was guilty of "bribing" the voters in 1978. This was restated many times over the media and in the press during 1978, 1979, 1980, 1981, and now 1982! This was meant to ruin the appellant. The true law, Brown v. Hartlage, supra, has been given absolutely no coverage! Controlling minds and thoughts and beliefs by controlling the media!

To his credit, one of the District Judges removed himself from the election contest lawsuit. That left Judge Merritt Warren.

It was obvious from the outset that Judge Warren was going to do everything that Thor, Moodies, DeLay, and Garden desired. It would

be absolutely futile to argue "constitutional free speech, free conscience, and free expression". The logic of constitutional law and of Brown v. Hartlage, supra, is foreign to every Nebraska judge appellant has ever met; especially the Nebraska Supreme Court!

Thor, Moodies, and DeLay had years of combined involvement with Judge Warren. Appellant had very little!

Appellant assessed the total situation! He concluded that Judge Warren knew very little constitutional law and cared even less about constitutional law! Appellant knew the same applied to the Nebraska Supreme Court which degraded constitutional free speech, free expression, free thinking, and free press almost everytime it had the judicial opportunity!

Also, appellant knew that any trial on this election contest lawsuit would anger and embarrass the quiet and conservative Cuming Countians - especially clergy members who were going to be subpoenaed by the insensitive and very self-centered and selfish Thor, DeLay, and Moodies. Embarrassed clergyman would probably be forced into a political hassle and political trial of great controversy and conflict already for ten months. The whole conflict plainly embarrassed many Cuming Countians. This bothered appellant who loved and was affectionately devoted to his "home" county!

Appellant concluded that he could win this election contest lawsuit only after losing in the Nebraska courts and thereafter being forced to appeal to the great constitutional court of our land - the Supreme Court of the United States. The unbelievable financial costs and dreadful expenditures through this long process would bankrupt the appellant, his wife, and young children before it ever progressed into the federal court system.

Appellant concluded he could never do such a hardship upon his beloved wife and children! Moodies' concocted obstruction of the Michaelis building permit just the prior year, 1977, had wasted nearly all of the Michaelis savings account! Appellant and his wife were forced to borrow much money just to survive that ordeal.

Appellant knew his first loyalty had to be towards his wife and children, then the good of his county. He knew he could never fight this consortium alone on two fronts - two extensive battles with lawyers, the same group of lawyers, at the same time!

Appellant knew that both struggles were battles with tyranny and despotic attitudes by vested, greedy, and evil segments! He knew he had to deactivate one of these struggles. He also knew that he could only deactivate one of the struggles - the election contest lawsuit by refusing to accept the office of Cuming County Attorney as he was properly elected to serve by the voters of Cuming County. It was a matter of his family being financially destroyed (as Moodies, Thor, etc. knew). So despotism would win out in this case!

The Nebraska Bar Association's malicious actions were not within appellant's ability to control or to deactivate. It was mostly done surreptitiously behind appellant's back anyway! The Bar Association activities were in the control of a few evil-oriented, corrupt, malicious, or ignorant Nebraska lawyers and/or Nebraska judges.

For the sake of his wife, his young children, Cuming County and its many good citizens, churches, etc., appellant finally decided in mid-December, 1978, to refuse to accept the position he had been duly elected to serve. It was a coerced decision - decided because appellant could not see more suffering by his wife and children! Reason and common sense dictated this decision. Appellant merely hoped the County Board would have the courage to then appoint him as the County Attorney as the voters had determined!

Some forty days after the election this great insult to democracy, free elections, free speech, free expression, freedom of conscience, and freedom of beliefs occurred! What a travesty to the republic and its basic democratic foundations?

Appellant also thought and was told by friends that the clique controlled by Moodies would drop the Bar Association activities directed against appellant if appellant did not become County Attorney! Appellant merely hoped this would occur to protect his wife and children. Appellant was wrong. Moodies, Thor, etc. wanted not merely revenge for the Michaelis victories at the polls, they wanted Michaelis ruined as a lawyer! They feared appellant and his capacities or knowledge! They knew appellant had a conscience!

Thor unethically played politics with the Cuming County Board to get appointed to the position appellant had been elected to serve! Thor condemned lawyers Mel Murphy and John Feller directly to the County Board without any knowledge by attorney Murphy or attorney

Feller that this was occurring. Thor's direct statement to the county board was that both "Murphy and Feller are dumb as lawyers and should not even be considered to be appointed".

Meanwhile, Thor caused letters to be printed by so-called anonymous writers in both Cuming County newspapers that stated appellant was similar to the Reverand James Jones who had just caused over 900 deaths in Jonestown, South America.

Appellant considered it very unethical to do anything with the county board inorder to solicit the appointment as County Attorney - a full four year term! Attorneys Feller, Murphy, and Michaelis did nothing to obtain the position. Thor resorted to every unethical gimmick a Moodie would allow him to utilize. One of the old board members did everything imaginable to cajole and to assure Thor of obtaining the appointment. Board member Maack even had a host of pro-Thor people parade before the three new board members as well as the old board members.

By a 4 to 3 decision in early January, 1979, Thor finally got himself appointed to a position the voters had overwhelmingly rejected him and ejected him from twice before. Appellant, Michaelis, obtained the other three votes. Murphy and Feller obtained none!

A gigantic uproar and storm of county-wide protest erupted over the Thor Appointment even though the local newspapers tried to make it sound like this was the"proper" decision! The protesters lacked leadership for months but eventually they organized and successfully obtained the required numbers of petition signers to demand a special Recall Election of John Thor. As election commissioner, the County Clerk did everything to obstruct the recall election - including attempts to negate and void many names on the petitions presented to her. The county board was forced to hire and appoint an Acting County Attorney again. This time they refused to go into "executive session" and appoint whom Thor and Moodies desired.

David Domina, a very good, honest, and conscientious lawyer, was hired and appointed. County Clerk Lucille Toelle had taken 11 policy positions to negate over 300 petition signer's names. Attorney Domina, as Special Acting County Attorney, reversed her on every one of the eleven decisions she had made in her easily to perceive role of serving John Thor and Moodie's desires only! She came up with very

absurd and ridiculous interpretations of Nebraska laws dealing with Recall elections. John Thor even made copies of the filed petitions and personally went to petition signers to have them sign a statement that they wanted their names removed from the already filed Recall petitons. Attorney Domina found this to be improper!

Thor lost again by a 70% rejection in the speciall Recall Election held on July 3, 1979. John Feller has been Cuming County Attorney since that date. In the special Recall Election of Thor the voters lost again. This action with the Nebraska Bar Association prevented appellant from even considering the candidacy. Constant press reporting of a negative nature controlled by the Nebraska Bar Association were taking its toll on the minds of readers much as the "big lie" tactics of Goebbels and Hitler in Nazi Germany!

At all times herein, beginning April 5, 1978, appellant insisted that what lawyers Moodies, Thor, Garden, and the four lawyers presiding at the various schemes of the "Inquisition" were doing were massive violations of the Constitution of the United States and of Nebraska as well as Nebraska law!

Appellant specifically pointed out on June 14, 1978 in a response to an intimidating letter from the Counsel of Discipline, Stanley Gushard, that everything appellant has said or expressed is specifically protected by the Constitution of the United States.

Appellant stated this to the Bar Association continuously. To appellant's shock was the realization that many Nebraska lawyers and judges had never even heard the term of "political free speech"! These lawyers arbitrarily totally ignored appellant's constant reminder that what he was accused of violated the Fifth, First, Seventh, and 14th Amendments to the Constitution of the United States! Appellant reminded the Nebraska Supreme Court also several times including both of appellant's briefs, his pleadings, oral argument, etc. To no avail!

The Nebraska Supreme Court did not appoint a District Judge to be referee in this segment of the Bar Association's attack upon the appellant. Instead, they appointed an elderly lawyer of about eighty (80) years of age, Edward Asche. Mr. Asche told appellant personally that Asche had never taken a course in constitutional law and had passed law school by correspondence courses! The Nebraska Supreme Court apparently knew what it wanted

and how to obtain it by controlling the machinery and mechanisms! District Judge Patrick Lynch refused to be the lackey of the Nebraska Bar Association and the Nebraska Supreme Court - much to Judge Lynch's credit! Appellant only wished and wishes Judge Lynch would have condemned the Bar Association for doing what it did do in the heinous and dastard assault upon appellant's "sanity"!

Appellant believes the Nebraska Supreme Court did not care the least about the evidence concerning "mental illness" - the court wanted appellant chastized, silenced, and discredited at all costs! The Nebraska Supreme Court kept a close eye on the Cuming County Attorney election and they wanted appellant to lose - to possibly even be destroyed!

This is the result! (See Nebraska Supreme Court opinion with Judgment of Disbarment; Exhibit " " hereafter).

VII. STATEMENT AS TO SUBSTANTIAL CONSTITUTIONAL CASE REGARDING FUNDAMENTAL AND BASIC CONSTITUTIONAL FREEDOMS:

This is a most fundamental and basic constitutional free speech, free expression, and freedom of press case!

This case either allows ambiguous and unconstitutional double standards for lawyers and unconstitutional class systems and privileges for certain occupational groups - especially state judges - or it disallows the double standards, occupational privileges, and feudal caste and cartel systems.

A proper resolution of this case by this truly Supreme Court will give thousands of American lawyers their proper constitutionally endowed rights of free speech, free expression, and free thinking.

Lawyers' correlating duties to inform the sovereign citizen will become a reality concerning state courts just as it is the federal courts! If the United States Supreme Court can withstand all kinds of public scrutiny, criticism, even condemnation; certainly the Nebraska courts cannot demand blind and untruthful respect, or false allegiances or silence, intimidation, coercion, and tyranny!

By reversing this Nebraska Court's decision, this Court will have gained the respect of our founding fathers and the American people - for the Nebraska Court's decision is a direct violation of the Constitution of the United States!

The prior Jurisdictional Statement is hereby respectfully submitted to this Court.

KEN L. MICHAELIS, Appellant.

Ken L Michaelis

STATEMENT OF CIRCUMSTANCES:

My mother died on March 23, 1982, after a long and bitter struggle with leukemia. Her death caused great sorrow just as did her life in so many ways - especially after the Nebraska Bar Association started to assault, castigate, and condemn who was once her number "one" son.

My mother could not accept nor take what was occurring. Neither could my six siblings. It is a shame for my family was and is nearly destroyed by these acts. One of my brothers never even got through the ninth grade - and he relishes that I am being destroyed. This is a childhood hatred that he has had within him for years. I am the youngest of four sons.

The dying and death of my mother affected me greatly. I attempted to assist in her burial and with the burial costs. We had hardly any money to give towards her burial!

My parents had little formal education. I can understand how they thought when the Bar Association constantly obtained media useage to defame and condemn myself as a person, a human being, and a lawyer. The constant barrage of malice and hatred was abysmal.

Appellant has attempted to do everything proper in this case to the extent time and money allowed. Appellant has borrowed the money to fight this matter for so many years - over $13,000. Appellant has exhausted nearly every imaginable avenue of borrowing!

However, for the sake of Appellant's children, wife, livelihood, and for the sake of the great Constitution of the United States this matter must be carried forward! THANK YOU!

STATE OF NEBRASKA)
County of Cuming) ss. AFFIDAVIT OF PROOF OF SERVICE

I, Ken L. Michaelis, appellant herein and acting as my own attorney, pro se, do hereby state under oath that on this date I personally served a copy of this Jurisdictional Statement upon the NEBRASKA STATE BAR ASSOCIATION; c/o Nebraska Attorney General, 2115 State Captiol Building, Lincoln, NE 68509 by U.S. Mail, postage prepaid.

May 12, 1982.

Ken L Michaelis

SUBSCRIBED AND SWORN TO before me this May 12, 1982.

Sharon L. Reeson
Notary Public

My Commission expires April 1, 1984.

GENERAL NOTARY - State of Nebraska
SHARON L. REESON
My Comm. Exp. April 1, 1984